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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION**

**SMITH & NEPHEW, INC. and JOHN O.  
HAYHURST, M.D.,**

**Civil No. 3:04-CV-00029 MO**

**Plaintiffs,**

**PLAINTIFFS' MOTION FOR A  
PERMANENT INJUNCTION**

**v.**

**PATENT CASE**

**ARTHREX, INC.,**

**Defendant.**

**I. LOCAL RULE 7-1 CERTIFICATION**

The parties have conferred regarding the issue herein and have not reached an agreement.

**II. MOTION**

The plaintiffs, Smith & Nephew, Inc., and Dr. John O. Hayhurst, hereby move for a permanent injunction enjoining the defendant, Arthrex, Inc. (“Arthrex”), from continuing its infringement of U.S. Patent No. 5,601,557 (“the ‘557 patent”).

The proposed form of the Order of Permanent Injunction is included as Appendix C to the accompanying memorandum in support of this Motion.

DATED: April 12, 2013

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